

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CHRISTOPHER QUINN *et al.*

Application No.: 10/799,931

Filed: March 12, 2004

For: PRESSURE TRANSMISSION  
CATHETERS FOR  
IMPLANTABLE PRESSURE  
SENSORS

Examiner: Unassigned

Art Unit: 3736

Confirmation No.: 6832

**PETITION FOR FILING OF PATENT  
APPLICATION WHEN JOINT  
INVENTORS ARE UNAVAILABLE TO  
EXECUTE PAPERS UNDER 37 CFR  
§ 1.47(b)**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transoma Medical, Inc., a corporation of the state of Minnesota, by virtue of its proprietary interest in the above-identified application requests that the application be filed under the provisions of 37 CFR 1.47(b) and 35 U.S.C. 116 on behalf of two of the inventors, Robert Busch and Seog Jae Lee, who are unavailable to execute the above-identified application. A Declaration establishing the non-signing inventors' unavailability to execute the application is submitted herewith.

The last known address of the non-signing inventor, Mr. Busch, is set forth in the combined declaration and power of attorney filed herewith: 21244 Victory Lane, Taylors Falls, MN 55084. The last known address of the non-signing inventor, Mr. Lee, is set forth in the combined declaration and power of attorney filed herewith: Department of Thoracic and Cardiovascular Surgery, Chungbuk National University Hospital, 62 Gaesin-Dong, Heungdeok-Gu, Cheongju, 361-240 South Korea.

For the foregoing reasons, it is believed that a sufficient basis has been established for filing this application absent the signatures of Robert Busch and Seog Jae

10/18/2004 LWDNDIM1 00000022 201430 10799931

05 FC:1460 130.00 DA

Lee. Accordingly, granting of this Petition under 37 CFR §1.47(b) is respectfully requested.

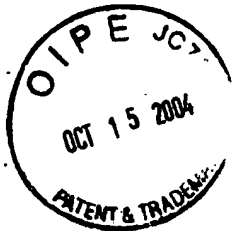
Please deduct the appropriate fee of \$130 as required by 37 CFR § 1.17(i) from the undersigned's deposit account number 20-1430. Please deduct any additional fees or credit any overpayment to the above deposit account. Two copies of this Petition are enclosed.

Respectfully submitted,



Chun-Pok Leung  
Reg. No. 41,405

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: (415) 576-0200  
Fax: (415) 576-0300  
RL  
60330502 v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CHRISTOPHER QUINN *et al.*

Application No.: 10/799,931

Filed: March 12, 2004

For: PRESSURE TRANSMISSION  
CATHETERS FOR  
IMPLANTABLE PRESSURE  
SENSORS

Examiner: Unassigned

Art Unit: 3736

Confirmation No.: 6832

**DECLARATION SUPPORTING  
PETITION FOR FILING OF PATENT  
APPLICATION WHEN JOINT  
INVENTORS ARE UNAVAILABLE TO  
EXECUTE PAPERS UNDER 37 CFR  
§ 1.47(b)**

---

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following statement establishes the unavailability to execute the application by two of the inventors, ROBERT BUSCH and SEOG JAE LEE, and the need for filing this application under 37 CFR 1.47(b).

The application was prepared with the help of the other inventors, who have executed a combined declaration and power of attorney and an assignment.

A copy of the application was submitted to the inventors, including Robert Busch, for review in or before March of 2004 by Janet Fenner of Transoma Medical, Inc.. On August 26, 2004, Ms. Fenner sent a copy of the combined declaration and power of attorney and the assignment to Mr. Busch at his last known address at 21244 Victory Lane, Taylors Falls, MN 55084. Having received no response, Ms. Fenner sent Mr. Busch an e-mail on September 23, 2004 and another e-mail on September 30, 2004 regarding the execution of the application documents. No response from Mr. Busch has been received.

Seog Jae Lee was believed to have left the University of Minnesota and returned to Korea sometime in or shortly before March of 2004. Ms. Fenner sent an e-

mail to Debbie Egger-Smith of the University of Minnesota requesting Mr. Lee's home address in Korea. On March 12, 2004, Ms. Fenner received an e-mail from Ms. Egger-Smith who provided the work contact information for Mr. Lee in Korea. On the same day, Ms. Fenner sent an e-mail to Mr. Lee requesting his home address. Having received no response, Ms. Fenner sent another e-mail to Mr. Lee on March 24, 2004. On May 5, 2004, Ms. Fenner sent an e-mail to Ms. Egger Smith requesting additional contact information for Mr. Lee, but none was available. On August 26, 2004, Ms. Fenner sent a copy of the combined declaration and power of attorney and the assignment to Mr. Lee at his last known address provided by Ms. Egger-Smith, i.e., his work address in Korea at Department of Thoracic and Cardiovascular Surgery, Chungbuk National University Hospital, 62 Gaesin-Dong, Heungdeok-Gu, Cheongju, 361-240 South Korea. No response from Mr. Lee has been received.

Based upon my personal knowledge and information given to me by Transoma Medical, Inc., I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 12, 2004, at Palo Alto, California.



Chun-Pok Leung

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: (415) 576-0200  
Fax: (415) 576-0300  
RL  
60330517 v1